

**IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF ALASKA**

UNITED STATES OF AMERICA for the use of
NORTH STAR TERMINAL & STEVEDORE
COMPANY, d/b/a Northern Stevedoring &
Handling, and NORTH STAR TERMINAL &
STEVEDORE COMPANY, d/b/a Northern
Stevedoring & Handling, on its own behalf,

vs.

NUGGET CONSTRUCTION, INC.; SPENCER
ROCK PRODUCTS, INC.; UNITED STATES
FIDELITY AND GUARANTY COMPANY; and
ROBERT A. LAPORE,

Defendants.

Case No. A98-009 CIV (TMB)

PLAINTIFF'S EXHIBIT LIST

Presiding Judge: Timothy M. Burgess	Plaintiff's Attorney: David Pease	Defendant's Attorney: Traeger Machetanz, Thomas R. Krider
Trial Date: August 27, 2007	Court Reporter:	Courtroom Deputy:

Plf. Ex.	Def. Ex.	Bates No.	Offered	Admitted	Description of Exhibit	Limitations on use
1					USF&G Master Surety Agreement, dated 5/8/95	
2				X	Bidding Documents, Homer Spit Repair and Extension, July 1996	
3				X	Spencer Rock bid documents, August 1996	
4				X	Note to Karen containing business cards for Spencer Rock, Island Tug, Nugget, and LDR Engineering - August 1996	
5				X	Acceptance of Nugget's bid documents by US Army Engineers, 9/28/96	
6				X	Material Contract dated 12/18/96 between Nugget and Spencer Rock	
7				X	Northern Stevedoring rates for labor and equipment, effective January 1997	

EXHIBIT LIST CONTINUATION SHEET

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Plaintiff: North Star Terminal & Stevedore Company

Plf. Ex.	Def. Ex.	Bates No.	Offered	Admitted	Description of Exhibit	Limitations on use
8				X	Ltr 1/6/97 from Nugget to Spencer Rock enclosing draft Material Contract and Spencer Rock's 1/10/97 response	
9				X	Letter dated 1/27/97 from North Star enclosing commercial credit application	
10				X	Letter dated 2/4/97 from Nugget to US Army Corps changing authorized signatures	
11				X	Itemization of expenses, Spencer Rock, April 1997	
12					Memo 4/3/97 from Island Tug to NCI re ZB 286	
13				X	Memo 4/15/97 from Paul Wellman to Ken Ferguson and Vic Mollozzi	
14				X	Letter of transmittal 4/16/97 from Nugget Construction to USACE re pay estimate	
15				X	Support Agreement 4/23/97 between Nugget Construction and Spencer Rock Products	
16				X	Memo 4/24/97 to Wellman from Steve Taylor	
17				X	Letter 5/1/97 from Spencer Rock Products to Nugget re accounts payable	
18				X	Letter 5/1/97 from Nugget Construction to Northern Stevedoring	
19				X	Certificate of Insurance 5/2/97 re Nugget Construction and North Star Terminal	
20				X	Northern Stevedoring payroll records for 5/1/97 and 5/2/97	
21				X	5/8/97 North Star invoice to Nugget	

EXHIBIT LIST CONTINUATION SHEET

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Plaintiff: North Star Terminal & Stevedore Company

22				X	Photographs of barge loading operations	
23				X	Pay estimates from Nugget 5/28/97	
24				X	Letter 6/13/97 from Nugget to Spencer Rock	
25					Metco, Inc. invoices to Spencer Rock forwarded to Nugget Construction 6/27/97	
26				X	Letter 7/2/97 from Nugget to Spencer Rock with itemized cost journal	
27				X	Letter 7/7/97 from Alaska Railroad to Nugget Construction	
28				X	Material Contract Modification 7/11/97, between Nugget and Spencer Rock	
29					Letter 7/31/97 from Metco to Corp of Engineers	
30				X	Train log, August 1997	
31				X	Letter 8/4/97 from Northern Stevedoring to Army Corps of Engineers	
32				X	Letter 8/6/97 from Nugget to US Army Corps Engineer	
33					Letter 8/6/97 from Nugget to US Army Corps Engineer re support agreement	
34				X	Nugget checks to Spencer Rock for payroll draws	
35				X	Letter 8/11/97 from Nugget to US Army Corps Engineer	
36					Letter 8/16/97 from Dept of Army to Nugget re letter from Metco	
37				X	Letter 8/21/97 from Dept of Army to Nugget re letter from Northern Stevedoring	

EXHIBIT LIST CONTINUATION SHEET

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Plaintiff: North Star Terminal & Stevedore Company

38					Letter 8/26/97 from Dept of Army to Nugget re Spencer Rock	
39				X	Letter 8/27/97 from Nugget to Robert LaPore re additional backcharges	
40				X	Letter 8/27/97 from Nugget to Robert LaPore re filter stone contamination	
41					Letter 8/28/97 from Shoreside Petroleum to US Army Corp of Engineers	
42				X	Letters from Spencer Rock to Nugget re accounts payable	
43				X	Letter 9/5/97 from Spencer Rock to suppliers of the Homer Spit Project	
44				X	Letter 9/5/97 from Spencer Rock to Army Corps of Engineers re invoices to Nugget	
45				X	Letter 9/8/97 from Spencer Rock to Nugget re backcharges	
46				X	Letter 9/16/97 from Nugget to Robert LaPore re contaminated filter stone	
47					Letter 9/19/97 from Nugget to Robert LaPore re Corps Serial Letter RRO/44	
48				X	Letter 9/24/97 from Nugget to Robert LaPore re backcharges and support costs	
49				X	Tug records for Island Tug & Barge Co. for May thru September 1997	
50					Letter 10/1/97 from Shoreside Petroleum to Nugget	
51					Letter 10/1/97 from Chugach Rock Corporation to USF&G	
52					Letter 10/3/97 from Chugach Rock Corporation to US Army Engineers	
53				X	Letter 10/20/97 from Spencer Rock to Nugget	

EXHIBIT LIST CONTINUATION SHEET

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Plaintiff: North Star Terminal & Stevedore Company

54				X	Certification letters from Nugget to US Army Engineers	
55				X	Letter 11/5/97 from Nugget to Spencer Rock re itemized "hard" costs reports	
56					Letter 11/26/97 from Shoreside Petroleum to USF&G	
57					Letter 12/16/97 from Shoreside Petroleum to USF&G enclosing Proof of Claim form	
58					Letter 3/12/98 from Chugach Rock Corporation to USF&G	
59				X	Certification letter 5/29/98 from Nugget to US Army Engineers	
60				X	Letter 5/29/98 from Nugget to US Army Engineers re Partial pay estimate request No. 8	
61				X	Letter of Confirmation 6/12/98 from Nugget to North Star	
62				X	Barge loading photographs	
63					Nugget balance sheet 1/27/06	
64					Video Deposition of Randy Randolph (to be taken)	
65					Letter 8/6/97 from Quality Assurance Branch - Construction, US Army Engineers, to Nugget Construction	
66					Letter 8/25/97 from Quality Assurance Branch - Construction, US Army Engineers, to Nugget Construction	
67					Letter 9/9/97 from Quality Assurance Branch - Construction, US Army Engineers, to Nugget Construction	
68					Letter 9/29/97 from Quality Assurance Branch - Construction, US Army Engineers, to Nugget Construction	

EXHIBIT LIST CONTINUATION SHEET

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Plaintiff: North Star Terminal & Stevedore Company

s/ David W. Pease
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CERTIFICATE OF SERVICE

I hereby certify that on June 29, 2007, a copy of the foregoing
was served electronically on Traeger Machetanz, Steven J.
Shamburek, and Herbert A. Viergutz.

/s David W. Pease